



TOWN OF NORTH ANDOVER, MASSACHUSETTS
Police Department
1475 Osgood Street
North Andover, MA. 01845
Tel: 978-683-3168



June 19, 2012

George LeVines
MuckRock News
DEPT MR 5816
PO Box 55819
Boston, MA 02205-5819

E-mail (Preferred): 581687757875@requests.muckrock.com

**Re: Follow up to Freedom of Information Request: North Andover, MA Police Department –
Drug Seizure Reports**

Dear Mr. LeVines:

This responds to your May 28, 2013 letter requesting documents pursuant to the Massachusetts Public Records Law, G.L. c. 66, § 10. You have requested that this office produce “All controlled substance seizure reports from January 1, 2006 to the date that this request is processed”. As you must be aware, particularly where your request encompasses a large amount of time to search, extract, review, redact (if necessary) and compile, there are quite literally thousands of documents that might satisfy your request.

Please note that “[e]very person for whom a search of public records is made shall, at the direction of the person having custody of such records, pay the actual expense of such search.” G.L. c. 66, § 10(a). The applicable fees are set by statute and administrative regulation. A \$0.50 per page copying fee applies. 950 C.M.R. 32.06(1)(a). In addition, you are responsible for both “search” time, which is defined as “the time needed to locate, pull from the files, copy and reshelve or refile a public record” and “segregation” time, which is defined as “the time used to delete or expurgate data which is exempt under [] G.L. c. 4, § 7, clause Twenty-sixth from non-exempt material which is contained in a paper public record.” 950 C.M.R. 32.03. These fees are calculated based on the “hourly rate of the lowest paid employee capable of performing the task.” 950 C.M.R. 32.06(1)(c). This department charges \$18.63 per hour for search time and \$38.61 per hour for segregation time.

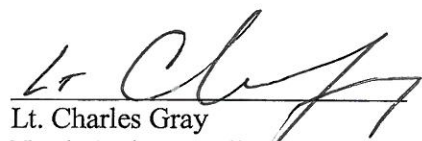
While I am more than willing to review the file, determine what information can be released, redact excludable information, and provide copies to you, you are responsible for paying the

costs up front. After a brief review of and file, I conservatively estimate the costs for processing your request as follows:

Search time	16 hours	x	\$18.63 =	\$ 298.08
Segregation time	16 hours	x	\$38.61 =	\$ 617.76
Total				\$ 915.84

Please remit a check for this amount, payable to the "North Andover Police Department" and I will begin to process your request. If the amount of this good faith estimate exceeds the actual cost of the search, any excess will be refunded to you. If the amount is lower than the actual cost of the search, you will be responsible for full payment of the difference before any further processing of your request. You have the right to appeal this response to the Supervisor of Public Records at the Office of the Secretary of State. Any questions please give me a call at 978-683-3168 or cgray@napd.us.

Sincerely,


Lt. Charles Gray
North Andover Police Department